

**FILED**

JUNE 1, 1981

NEW JERSEY STATE BOARD  
OF MEDICAL EXAMINERS

JAMES R. ZAZZALI  
ATTORNEY GENERAL OF NEW JERSEY  
Attorney for Complainant

By: Mary Andruzzi  
Deputy Attorney General  
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Newark, New Jersey 07102  
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STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF MEDICAL EXAMINERS  
DOCKET NO. H-80-5052

In the Matter of the Suspension :  
or Revocation of the License of :  
:  
RONALD S. MUELLER, D.C. :  
License No. 1295 :  
:  
To Practice Chiropractic in the :  
State of New Jersey :  
:  
:  
:

Administrative Action  
COMPLAINT

JAMES R. ZAZZALI, ATTORNEY GENERAL OF NEW JERSEY, by Mary Andruzzi, Deputy Attorney General, with offices located at 1100 Raymond Boulevard, Newark, New Jersey 07102 by way of complaint says:

COUNT ONE

1. Complainant, Attorney General of New Jersey, is charged with enforcing the laws of the State of New Jersey, pursuant to N.J.S.A. 52:17A-4(h) and N.J.S.A. 45:1-14 et seq.

2. The New Jersey State Board of Medical Examiners is charged with the duty and responsibility of regulating the practice of

chiropractic in the State of New Jersey pursuant to N.J.S.A. 45:9-1 et seq, N.J.S.A. 45:9-14.5 et seq., and N.J.S.A. 45:9-41.5.

3. Respondent, Ronald S. Mueller, D.C., License No. 1295, with offices at 2305 Hooper Avenue, Bricktown, New Jersey, is a holder of a licence to practice chiropractic in the State of New Jersey which license had been suspended on February 1, 1981 for a period of four (4) months.

4. A Consent Order was entered into by the Board of Medical Examiners and respondent on December 29, 1980 (Exhibit A) attached.

5. On or about February 3, 1981 and February 6, 1981, respondent personally rendered chiropractic treatment to Judy Aldridge.

6. During the course of said treatment, respondent was alone with the patient.

#### COUNT TWO

1. Complainant repeats the allegations contained in Count One of this Complaint as if fully stated herein and incorporated by reference.

2. On or about March 30, 1981 respondent personally rendered chiropractic treatment to Joyce Zakrzewski.

#### COUNT THREE

1. Complainant repeats the allegations contained in Count One and Count Two of this Complaint as if fully stated herein and incorporated by reference.

2. On or about April 1, 1981 and April 8, 1981, respondent personally rendered chiropractic treatment to Mrs. Ann Lieb.

3. During the course of said treatment, respondent was alone with the patient.

COUNT FOUR

1. Complaint repeats the allegations contained in Count One, Count Two and Count Three of this Complaint as if fully stated herein and incorporated by reference.

2. On or about February 3, 1981, March 9, 1981 and March 27, 1981, respondent personally rendered chiropractic treatment to Darlene Brown.

3. During the course of said treatment, respondent was alone with the patient.

The foregoing acts separately or in combination constitute the use or employment of dishonesty, fraud, deception, misrepresentation, false promise or false pretense, in violation of N.J.S.A. 45:1-21(b) and professional misconduct in violation of N.J.S.A. 45:1-21(e).

WHEREFORE, complainant demands judgment against respondent as follows:

1. The suspension or revocation of the license to practice chiropractic in the State of New Jersey heretofore issued to respondent Ronald S. Mueller, D.C.;
2. An Order directing respondent to cease, desist and refrain from the practice of chiropractic in the State of New Jersey;
3. Imposition of penalties for each separate offense set forth herein and costs;

4. An Order directing respondent Ronald S. Mueller, D.C. to restore to all persons in interest named in this complaint any monies acquired by means of an unlawful act or practice.
5. Such further relief as the Board of Medical Examiners shall deem just and appropriate.

JAMES R. ZAZZALI  
ATTORNEY GENERAL OF NEW JERSEY

By: Mary Andruzzi  
Mary Andruzzi  
Deputy Attorney General

DATED: May 28, 1981

AFFIDAVIT

I, Mrs Judy Goldridge of  
full age, residing at 495 Laurel Ave. Bricktown N.J.

being duly sworn according to law, upon my oath, say by way of affidavit:

I was interviewed by Investigator Joseph T. McBride of the Enforcement Bureau, Division of Consumer Affairs, Dept of Law Public Safety in reference to treatment I had received from Doctor Ronald S. Muller, R.C. 2095 Route 88 Bricktown New Jersey. I wish to state the following facts. I was involved in an auto mobile accident March 6, 1980. About January 7 1981 I was having trouble with back and neck and shoulder. I called Dr. Muller and made an appointment for an examination. Dr. Muller took Xrays and put a vibrator on my lower shoulder and back. I continued to visit Dr. Muller about once a week. The last time Doctor Muller treated me was Feb 6<sup>J.S.A.</sup> 1981. He continued the same treatment for me until the last date which was Feb 6, 1981. The first time I went to Dr. Muller, he Xrayed me at which time he said lift your blouse and undo your bra, at which time my breast remained exposed and I was standing as he took the Xrays. On all of my visits there was no one in the room other than the doctor and me.

J.S.A.

AFFIDAVIT

I, Mrs. Judy Aldridge of  
full age, residing at 493 Laurel Ave. Basking Ridge

being duly sworn according to law, upon my oath, say by way of affidavit:

I am sure I was treated by Doctor Muller  
on all my visits because my husband  
had gone to him before and he was the  
one that introduced me to Dr. Muller

Mrs. Judy Aldridge

Subscribed and sworn before me  
this 19 day of May 81.

JOSEPH T. McBRIDE  
NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires November 27 83.

Joseph T. McBride

AFFIDAVIT

I, Mrs Ann Lieb of  
full age, residing at 673 Martalobin Road, Bucktown, N.J.  
being duly sworn according to law, upon my oath, say by way of affidavit:

I was interviewed by Investigator Joseph T. McBride  
the Enforcement Bureau, Division Consumer Affairs  
apt ~~Lawrence~~ Public Safety in reference to treatment  
had received from Doctor Ronald S. Muller, D.C.  
wish to state the following facts. I injured  
my back in a motel in Ponake Rapids, N.C.  
Can't remember the exact date of the injury.  
When I returned home I visited Doctor Muller  
fice on or about April 1, 1981 after I made  
appointment with an individual who represented  
myself as doctor Muller. Doctor Muller treated  
me for a pinched nerve. He twisted my body  
and I heard something snap and I told him  
it felt good. Before he twisted my body he  
put a vibrator on my back which relaxed  
my muscles. I returned on or about April 8-5/1  
at which time I received the same treatment  
through the whole procedure I was fully  
lathered and I was alone in the room with  
the doctor. To the best of my knowledge I  
was treated by Doctor Muller who gave me  
is business card. Mrs. Ann Lieb

Subscribed and Sworn before me  
this 19 day of May, 81.

JOSEPH T. McBRIDE

NOTARY PUBLIC OF NEW JERSEY

My Commission Expires November 27-83

Joseph T. McBride

AFFIDAVIT

I, Joyce Zakrzewski of  
full age, residing at 554 Essex Dr. Bucktown N.J.

being duly sworn according to law, upon my oath, say by way of affidavit:

I was interviewed by Investigator Joseph T. McBride of the Enforcement Bureau, Division of Consumer Affairs, Dept of Law Public Safety in reference to treatment I had received from Doctor Ronald S. Muller, D.C. 2095 Route 88 Bucktown, New Jersey after February 1, 1981. I wish to state the following. I was treated by Dr. Muller D.C. 2095 Route # 88 Bucktown New Jersey on March 30, 1981 for a pinched nerve in my neck. Dr. Muller x-rayed my neck and he twisted it to the left and to the right. I heard my neck snap and I then felt relief. I know I was treated by Dr. Muller because I met him through my husband who was a patient of his previously. My husband was in the room with me while I was being treated.

Joyce Zakrzewski

Subscribed and Sworn before me  
this 20 day of May, 1981.

JOSEPH T. McBRIDE

NOTARY PUBLIC OF NEW JERSEY

My Commission Expires November 7-83

Joseph T. McBride



AFFIDAVIT

I, Mrs. Barbara Brown of  
full age, residing at 13 Lakeside Drive, Toms River 99  
being duly sworn according to law, upon my oath, say by way of affidavit:

I was interviewed by Investigator Joseph T. McCabe of the Enforcement Bureau, Division of Consumer Affairs, Dept of Law Public Safety, in reference to treatment I had received from Doctor Ronald S. Muller D.O. Route 88 Bristow New Jersey after February 1, 1981. I wish to state the following. I was in an automobile accident on August 3, 1980 at which time I went to my regular doctor John Carolei M.D. 517 Hollywood Ave, Toms River. Dr Carolei treated me until October at which time he recommended physical therapy because I still had pain in my lower back and shoulder. I was recommended to Doctor Muller by my father Mr. Anthony Brown, 141 Green Ann Road, Bristow New Jersey. I went to Doctor Muller who x-rayed my back and applied a vibrator. I continued to be a patient of Doctor Muller's visiting him two or three times a week. I visited Doctor Muller on February 3, 1981 at which time he released me. I continued to have problems with my back so I made an appointment on March 9, and March 27, 1981 at which time I received the

AFFIDAVIT

Mrs.

I, Darlene Brown of  
full age, residing at 13 Lakeside Drive Tomlin  
being duly sworn according to law, upon my oath, say by way of affidavit:

Continue.

Same treatment as previously, using the  
rehabator, twist my neck until it cracked and  
he also twisted my hips. I was in the room  
alone with Doctor Muller when he treated  
me on February 3, 9, 27, 1981. I am sure  
it was Doctor Muller who treated me on the  
 aforementioned dates because I knew him  
since October 1980. When I first went to  
Doctor Muller in October 1980 when he knapped  
my back he done it while I was fully  
clothed

Mrs. Darlene Brown

Subscribed and Sworn before me  
this 20 day of May 1981.

JOSEPH T. McBRIDE  
NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires November 27-83

Joseph T. McBride



State of New Jersey  
OFFICE OF ADMINISTRATIVE LAW

INITIAL DECISION

ORDER OF DISMISSAL

OAL DKT. NO. BDS 4205-80

AGENCY DKT. NO. H-80-5052

IN THE MATTER OF:

SUSPENSION OR REVOCATION  
OF THE LICENSE OF  
RONALD S. MUELLER, D.C.

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Record Closed: February 2, 1981

Decided: February 6, 1981

Received by Agency:

Mailed to Parties:

APPEARANCES:

Mary Andruzzi, Esq., Deputy Attorney General,  
on behalf of the Board of Medical Examiners, Complainant

Jack Venturi, Esq., on behalf of Ronald S. Mueller, D.C., Respondent  
(Wilentz, Goldman & Spitzer, attorneys)

BEFORE SYBIL R. MOSES, ALJ:

This matter comes before the court as a result of a complaint being filed by the Deputy Attorney General on behalf of the Board of Medical Examiners, asking for

suspension or revocation of the license of Dr. Mueller to practice chiropractic in the State of New Jersey. The matter was transmitted to the Office of Administrative Law for determination as a contested case pursuant to N.J.S.A. 52:14F-1 et seq.

A prehearing conference was held on October 17, 1980. A prehearing order issued which defined the essential legal issues to be whether the actions of respondent, if proven, fall within the scope and practice of chiropractic in New Jersey, and whether or not they equal gross malpractice. An additional issue was whether or not the acts alleged, separately or in combination, contravened a continuing requirement that the holder of a license to practice chiropractic in New Jersey be of good moral character. Immediately prior to the prehearing conference, several motions were argued by counsel. The decisions by the court to these motions are attached to and made a part of this Initial Decision. Appearances are noted above.

A hearing was scheduled for January 12, 1981 at the Office of Administrative Law, 185 Washington Street, Newark, New Jersey. Prior to that date counsel had extensive and lengthy settlement conferences and notified the court that an agreement had been reached between the parties. A Consent Order embodying the terms of the settlement was forwarded to the court.

Having reviewed the entire record, and having reviewed the Consent Order, and for good cause shown, the court finds that:

1. The terms of the settlement were incorporated into a Consent Order, which is attached to this Initial Decision and Order of Dismissal, and is incorporated herein as if set forth at length.
2. The parties to this action have agreed to the Consent Order in form and in substance, as is evidenced by their having signed said Order.
3. The terms of the settlement agreement were agreed to by counsel for both parties, as is evidenced by their having signed said Order.

4. The terms of the settlement agreement were presented to and accepted by the New Jersey Board of Medical Examiners, as is evidenced by Edwin H. Albano, M.D., President of the New Jersey State Board of Medical Examiners, having signed said Consent Order.
5. The Board of Medical Examiners, by their President, has the authority to enter into a final resolution of the issues raised.
6. The terms of the settlement agreement as reflected in the Consent Order are eminently fair, and fully dispose of all the issues in controversy between the Board and the respondent.

The court therefore **CONCLUDES** that this matter has been settled and has been fully resolved by and between the parties, with the concurrence of counsel, and approval by the Board of Medical Examiners, and is no longer a contested case before the Office of Administrative Law.

Therefore, it is hereby **ORDERED** that the proceedings in this matter be **DISMISSED**; and

It is further **ORDERED** that the Consent Order shall be the Final Order terminating this contested case.

I hereby **FILE** with the Board of Medical Examiners my Initial Decision and Order of Dismissal in this matter and the record in these proceedings.

Feb. 6, 1981  
DATE

Sybil R. Moses  
SYBIL R. MOSES, ALJ

FILED

JANUARY 8, 1980

JOHN J. DEGNAN  
ATTORNEY GENERAL OF NEW JERSEY  
Attorney for Complainant  
By: Mary Andruzzi  
Deputy Attorney General  
Division of Law - Room 316  
1100 Raymond Boulevard  
Newark, New Jersey 07102  
(201) 648-4731

NEW JERSEY BOARD  
OF MEDICAL EXAMINERS

STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF MEDICAL EXAMINERS  
DOCKET NO. H-80-5052

In the Matter of the Suspension	)	Administrative Action
or Revocation of the License of	)	
RONALD S. MUELLER, D.C.	)	
License No. 1295	)	CONSENT ORDER
To Practice Chiropractic in	)	
the State of New Jersey	)	

This matter was opened to the New Jersey State Board of Medical Examiners by complaint and notice of hearing dated May 7, 1980 by John J. Degnan, Attorney General of New Jersey, by Mary Andruzzi, Deputy Attorney General. The complaint alleged five counts of violations constituting gross malpractice and/or gross neglect in the practice of chiropractic in violation of N.J.S.A. 45:9-16(h) and violation of the good moral character requirement of a holder of a license to practice chiropractic as set forth in N.J.S.A. 45:9-41.5. Count I charged a sexual

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assault on one M.W. on or about April 7, 1976; Count II charged a sexual assault on M.W. on or about April 9, 1976; Count III charged false representation concerning the diagnosis of one M.W. on or about April 7, 1976; Count IV charged false representation to one I.H. on or about June or July 1973, and an offer to do an act not within the science of chiropractic; and Count V charged an offer to perform an examination not within the lawful scope of permissible chiropractic diagnosis and treatment on one G.C. on or about January 31, 1974.

Appearing for respondent is Jack Venturi, Esq. The respondent hereby withdraws his plea of not guilty to the charges of Counts I, II, and III of the complaint, and respondent hereby enters a plea of guilty to Counts I, II, and III of the complaint. The Board hereby dismisses Counts IV and V of the complaint.

It is therefore, on this 29 day of Dec 1980  
ORDERED;

1. That respondent's license to practice chiropractic within the State of New Jersey is hereby suspended for a two year period beginning February 1, 1981 four months of said suspension will be active, and the remainder shall be a period of probation.

2. That respondent is assessed a total penalty of two thousand dollars (\$2,000) which penalty shall be payable to the State Board of Medical Examiners in two equal installments

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of One Thousand Dollars (\$1,000) each on February 1, 1981  
and March 1, 1981.

3. That at all times during the course of any x-ray,  
examination, treatment or diagnosis of a female patient, another  
female must be present in the room.

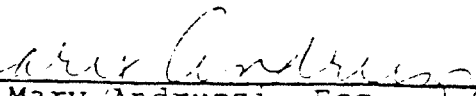
4. That respondent will cease and desist from  
conducting any rectal or vaginal examinations or performing any  
spinal adjustments rectally.

Paragraphs 3 and 4 shall take effect immediately.



EDWIN H. ALBANO, M.D.  
President  
New Jersey State Board of  
Medical Examiners

I hereby consent to the form  
and entry of the within Order.

  
\_\_\_\_\_  
Ronald S. Mueller, D.C.  
\_\_\_\_\_  
Jack Venturi, Esq.  
\_\_\_\_\_  
Mary Andruzzi, Esq.  
Deputy Attorney General

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